

**STATE OF NEW YORK
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

INDEX/CASE #: 08-CV-03397(BSJ)(HBP)

Date Filed: _____

Court Date: _____

Geoffrey Varga and William Cleghorn, as Joint Voluntary Liquidators of Bear Stearns High-Grade Structured Credit Strategies (Overseas) Ltd., etc., et. al.,

vs

Plaintiff(s)/Petitioner(s)

The Bear Stearns Companies, Inc., et. al.,

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF ULSTER, SS.:

AFFIDAVIT OF SERVICE

George Walczak, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On July 9, 2008 at 9:09 p.m., at 59 Cunningham Lane, Pawling, NY 12564, deponent served the within Summons, Rule 7.1 Statement and Rules, Consent to Proceed Before United States Magistrate Judge, Individual Practices of Judge Barbara S. Jones and Amended Complaint on: Gerald R. Cummins, Defendant therein named.

#1 INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 ENTITY/AGENT By delivering thereat a true copy of each to personally, deponent knew the person so served to be the thereof, and said person was authorized to accept service on behalf thereof.

#3 SUITABLE AGE PERSON By delivering a true copy of each to Christine Cummins (Defendant's wife) a person of suitable age and discretion. Said premises is recipient's actual place of business dwelling house / usual place of abode / last-known residence.

#4 AFFIXING TO DOOR By affixing a true copy thereof to the door of said premises, which is recipient's actual place of business dwelling house / usual place of abode/last-known residence. The following service attempts were made:

Address confirmation:

#5 MAIL COPY On July 11, 2008, service was completed by mailing a true copy of above document(s) to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" from a depository under the exclusive care and custody of the United States Post Office in the State of New York. Additional mailing was also sent on same date by Certified Mail.

#6 DESCRIPTION An approximate description of the recipient (person to whom the papers were given) is as follows:

Sex: Female Color of skin: White Color of hair: Brown Age: 48-58 Height: 5'5"-5'6"
(use with #1, 2 or 3) Weight: 160-175 Other Features: Blonde highlights

#7 WIT. FEES the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MILITARYSRVC Deponent asked person spoken to whether the recipient is currently in the military service of the United States Government or of the State of New York and was informed that recipient is not.

#9 OTHER

Sworn to before me on July 14, 2008

Nicole Simmons

NICOLE SIMMONS (#01SI6180797)
Notary Public, State of New York
Resident in and for Ulster County
Comm. Exp. 01/22/2012

G. Walczak

George Walczak

Invoice•Work Order # 0809967